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Patent Docket P1381R1D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of Chen et al. Serial No.: 09/854,208 Filed: May 10, 2001 For: <i>IL-17 Homologous Polypeptides and Therapeutic Uses Thereof</i> | Group Art Unit: 1646 Examiner: JIANG, DONG CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents and Trademarks, Washington, DC 20231 on August 7, 2002 <i>Patty Ferrill</i> Patty Ferrill |
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RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

This is in response to the Restriction Requirement (Paper No. 11) mailed herein on July 22, 2002, a response to which is due on August 22, 2002, thereby making this a timely response.

The Commissioner is authorized to charge any fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 07-0630.

In response to the outstanding Restriction Requirement, Applicants elect for further prosecution herein the claims of Group II, namely claims 43-59 in part, drawn to an isolated polypeptide having at least 80% sequence identity to SEQ ID NO:3 (PRO1122), or to a polypeptide encoded by the cDNA of ATCC 203552, and a composition thereof, classified in class 530, subclass 351. This election is made without traverse.

In light of the election made herein and in the interest of expediting the prosecution of this case, Applicants also request that the claims be amended as follows:



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|---|---|

AMENDMENT TRANSMITTAL

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Additional Fees |
|---|---|---|------------------------------------|---------------|------|--------------------|
| Total | 11 | - | 20 | 0 | 18 | \$0.00 |
| Independent | 4 | - | 4 | 0 | 84 | \$0.00 |
| ___ Multiple dependent claim(s), if any | | | | | 280 | \$0.00 |
| Total Fee Calculation | | | | | | \$0.00 |

 X

No additional fee is required.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$. A duplicate copy of this transmittal is enclosed.

Petition for Extension of Time is enclosed.

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
GENENTECH, INC.

By:

Elizabeth M. Barnes
Elizabeth M. Barnes, Ph.D.

Reg. No. 35,059

Telephone No. (650) 225-4563



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PATENT TRADEMARK OFFICE